

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Miljkovic, Dusan

Serial No: 10/648975

Filed: August 26, 2003

For: Compositions and Method For Steroid  
Homeostasis

Group No: 1616

Examiner: Choi, Frank I.

Atty. Ref: 100700.0016US1

**Statement in Support of Petition to Revival of a Patent Abandoned  
Unintentionally under 37 CFR § 1.137(b)**

Mail Stop: Petition  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

I, John Hunter, am a representative of VDF Futureceuticals, Inc. (assignee of the entire interest). VDF Futureceuticals, Inc. was responsible for prosecution of the patent at the time of its abandonment. The chain of events leading up to the filing of this Petition to Revive are as follows:

May 2, 2008 Jacquelyn Campbell of Fish & Associates, PC received the Final Office Action issued on April 28, 2008 in this application and forwarded same to VDF Futureceuticals, Inc along with a new Power of Attorney.

May 12, 2008 Jacquelyn Campbell of Fish & Associates, PC received instructions to not respond to the office action and closed the file accordingly.

February 24, 2010 During an internal review VDF Futureceuticals, Inc.'s patent portfolio, the status of this application was brought into question. At the time of said review it was discovered that there were two (2) applications involving similar subject matter (the previously abandoned 09/927764 "Compositions and Methods for Collagenase Homeostasis", and the current, and also abandoned, application with the title "Composition and Method for Steroid Homeostasis") with confusingly similar titles. VDF FutureCeuticals, Inc. contacted Martin Fessenmaier of Fish and Associates, PC, regarding the status of the instant application.

March 1-3, 2010 After further internal inquiries regarding the subject matter of the 2 applications, VDF FutureCeuticals, Inc. and Martin Fessenmaier engaged in follow-up discussions and it was subsequently determined that when VDF FutureCeuticals, Inc. had previously instructed Fish & Associates, PC not to respond to the Final Office Action, it was acting under the mistaken assumption that it was referring to the previously abandoned 09/927764 application and not the instant application. VDF FutureCeuticals, Inc. inquired of Martin Fessenmaier regarding options for reviving the instant application.

March 3, 2010 VDF FutureCeuticals, Inc. requested Martin Fessenmaier to file a Petition to Revive the instant application.

March 4, 2010 Jacquelyn Campbell received instructions to begin preparing the necessary paperwork for filing a Petition to Revive.

It was never my intention, or the intention of VDF Futureceuticals, Inc., to abandon this patent.

Dated: 03/31/2010

By: 

John M. Hunter  
General Manager